

**A RESOLUTION BY
TRANSPORTATION COMMITTEE**

A RESOLUTION APPROVING THE INITIAL FIVE YEAR COMPENSATION AMOUNT FOR PROJECT NUMBER FC-7692-04, CONRAC AUTOMATED PEOPLE MOVER SYSTEM OPERATIONS AND MAINTENANCE-PHASE 2, WITH THE SUMITOMO/MITSUBISHI TEAM, AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT, IN AN AMOUNT NOT TO EXCEED \$25,500,000, TO BE CHARGED TO AND PAID FROM FDOA 5501 (AIRPORT REVENUE FUND) 180602 (DOA CONRAC APM) 5213001 (CONSULTING/PROFESSIONAL SERV) 7563000 (AIRPORT) 000000 (DEFAULT) 00000 (DEFAULT) 0000 (DEFAULT) 00000000 (DEFAULT) 00000000 (DEFAULT); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (the "City"), as owner and operator of Hartsfield-Jackson Atlanta International Airport ("Airport"), has undertaken the construction of a Consolidated Rental Car Facility (CONRAC) at the Airport; and

WHEREAS, the City entered into Contract No. FC-7692-04 to design, construct, operate and maintain the CONRAC Automated People Mover System pursuant to Resolution 05-R-1507 adopted effective September 27, 2005; and

WHEREAS, the City also executed an Operations and Maintenance Phase 2 Agreement ("Agreement") with The Sumitomo/Mitsubishi Team dated October 24, 2005, concerning the operation and maintenance of the CONRAC Automated People Mover System; and

WHEREAS, Resolution 05-R-1507 resolved that the Agreement would not be effective until separate legislation was enacted approving its initial five year compensation limit, upon which the parties currently have reached agreement.

THE CITY COUNCIL OF THE CITY OF ATLANTA HEREBY RESOLVES that the initial five year compensation limit for the Agreement with the Sumitomo/Mitsubishi Team is approved in the total amount not to exceed \$25,500,000, based on the following schedule:

1. Fiscal Year 2010: Oct. 1, 2009 - June 30, 2010 @ \$5,550,000 per year;
2. Fiscal Year 2011: July 1, 2010 - June 30, 2011 @ \$5,130,000 per year;
3. Fiscal Year 2012: July 1, 2011 - June 30, 2012 @ \$4,450,000 per year;
4. Fiscal Year 2013: July 1, 2012 - June 30, 2013 @ \$4,520,000 per year;
5. Fiscal Year 2014: July 1, 2013 - June 30, 2014 @ \$4,590,000 per year; and
6. Fiscal Year 2015: July 1, 2014 - Sept. 30, 2014 @ \$1,260,000 per year;

BE IT FINALLY RESOLVED, that all contracted services are to be charged to and paid from FDOA 5501 (Airport Revenue Fund) 180602 (DOA CONRAC APM); 5213001 (Consulting/Professional Serv) 7563000 (Airport); 000000 (Default); 00000 (Default); 0000 (Default); 00000000 (Default); 00000000 (Default).

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview:

Caption:

Council Meeting Date:

Requesting Dept.:

FAC Confirmed by:

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

The purpose of this Legislation is for approval of the initial five year compensation for Project FC-7692-04 CONRAC Automated People Mover Systems Operations and Maintenance – Phase 2 services with Sumitomo/Mitsubishi Joint Venture, in support of the operations and maintenance services to the equipment installed by the company providing the equipment in a total not to exceed amount of \$25,500,000 for fiscal years beginning October 1, 2009 through September 30, 2014.

2. Please provide background information regarding this legislation.

This Resolution requests approval of the initial five-year compensation for the CONRAC Automated People Mover (APM) System Operations and Maintenance – Phase 2 project with Sumitomo/ Mitsubishi, Joint Venture.

The project includes the operation and maintenance of the APM System associated with fixed facilities and all of subsystems as specified in the Operations and Maintenance (O&M) Agreement executed between the City and Sumitomo/Mitsubishi for the completed CONRAC Automated People Mover project FC-7692-04, and the agreed upon future funding by the enactment of separate legislation at the completion of the project.

The need for a Consolidated Rental Agency Complex (CONRAC) was one of the key projects identified in the Airport Master Plan. The consolidated facilities were designed to achieve several objectives including the following:

- Accommodate future Airport passenger growth;

- Reduce congestion on the terminal area roads;
- Reduce (fossil fuel) emissions on the roadway system by replacing individual company buses with an (electrically powered) APM system;
- Consolidate all Rental Car Agency Operations;
- Provide rental car customers with a higher level of service during all aspects of the rental and return experience.

The APM System was procured using one Design-Build-Operate-Maintain (DBOM) contract, which was executed in two phases.

The City entered into Contract FC-7692-04 to design, operate and maintain the CONRAC Automated People Mover System pursuant to Resolution 05-R-1507 adopted by the Council September 19, 2005 and approved by the Mayor September 27, 2005.

The APM System Supplier proposed that the successful Proponent was required to enter into an Operations and Maintenance Agreement ("O&M") directly with the Owner as an irrevocable option of the City upon beneficial occupancy of the APM System, and ensure operations and maintenance services to the CONRAC APM equipment installed by the company providing the equipment. On October 24, 2005, the City executed the Operations and Maintenance - Phase 2 Agreement with Sumitomo/Mitsubishi Joint Venture. The agreement for the initial five year funding was approved by resolution that the Agreement would not be effective until separate legislation approves the initial five-year compensation limit.

3. If Applicable/Known:

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Professional Services
- (b) **Source Selection:**
- (c) **Bids/Proposals Due:**
- (d) **Invitations Issued:**
- (e) **Number of Bids:** N/A
- (f) **Proposals Received:**
- (g) **Bidders/Proponents:**
- (h) **Term of Contract:** Five years Operations and Maintenance

4. Fund Account Center: FDOA 5501 (AIRPORT REVENUE FUND) 180602 (DOA CONRAC APM) 5213001 (CONSULTING /PROFESSIONAL SERV) 7563000 (AIRPORT) 000000 (DEFAULT) 00000 (DEFAULT) 0000 (DEFAULT) 00000000 (DEFAULT) 00000000 (DEFAULT).

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact: \$25,500,000.00

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: CFCs.

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Delmena Chambers-Grubb

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Anita Williams

Contact Number: 404-530-6600

Originating Department: Aviation

Committee(s) of Purview: Transportation

Chief of Staff Deadline: 8/18/09

Anticipated Committee Meeting Date(s): 9/02/09

Anticipated Full Council Date: 9/08/09

Commissioner Signature: Mansoor

Chief Procurement Officer Signature: Gilman

CAPTION

A RESOLUTION APPROVING THE INITIAL FIVE YEAR COMPENSATION AMOUNT FOR PROJECT NUMBER FC-7692-04, CONRAC AUTOMATED PEOPLE MOVER SYSTEM OPERATIONS AND MAINTENANCE-PHASE 2, WITH THE SUMITOMO/MITSUBISHI TEAM, AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT, IN AN AMOUNT NOT TO EXCEED \$25,500,000, TO BE CHARGED TO AND PAID FROM FDOA 5501 (AIRPORT REVENUE FUND) 180602 (DOA CONRAC APM) 5213001 (CONSULTING/PROFESSIONAL SERV) 7563000 (AIRPORT) 000000 (DEFAULT) 00000 (DEFAULT) 0000 (DEFAULT) 00000000 (DEFAULT) 00000000 (DEFAULT); AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any) \$25,500,000

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____

(date) 8/6/09 (date) _____

Received by Mayor's Office: _____ Reviewed by: _____

(date) 8/12/09 (date) _____

Submitted to Council: _____

(date) _____